Supreme Court, U.S.
FILED
JUL 24 2001
CLERK

NO. 01-17

IN THE
SUPREME COURT OF THE UNITED STATES

MARTIN HORN, Commissioner, Pa. Dept. of Corrections; CONNER BLAINE, JR., Supt. of the State Correctional Institution at Greene; and JOSEPH P. MAZURKIEWICZ, Supt. of the State Correctional Institution at Rockview,
Petitioners

v.

HENRY FAHY,
Respondent

On Petition for Writ of Certiorari to the
United States Court of Appeals for the Third Circuit

SUPPLEMENTAL APPENDIX

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IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

HENRY FAHY	:	CIVIL ACTION
	:	
v.	:	
	:	
MARTIN HORN, Commissioner, Pennsylvania Department of Corrections; CONNER BLAINE, JR., Superintendent of the State Correctional Institution at Greene; and JOSEPH P. MAZURKIEWICZ, Superintendent of the State Correctional Institution at Rockview	:	NO. 99-5086

ORDER

ENTERED: 11-22-99
CLERK OF COURT

AND NOW, this 18th day of November, 1999, after a hearing in open court at which counsel for both sides were heard, and at which petitioner was present via video teleconference, it appearing that the parties have neither cited recent cases nor raised new arguments that impel this court to modify Chief Judge Giles's October 14, 1999 decision that petitioner's habeas corpus petition was timely filed, and that a stay of execution was appropriate,

it is **ORDERED** that:

1. Chief Judge Giles's order of October 14, 1999 is **MODIFIED** as follows:

a. Petitioner shall file and serve upon Commonwealth counsel a memorandum in support of all substantive bases advanced for habeas corpus relief on or before ***December 3, 1999***.

b. The Commonwealth defendants shall file a written response to petitioner's memorandum on or before ***January 10, 2000***.

c. Petitioner may file a short reply brief on or before ***January 25, 2000***.

2. A hearing will be held concerning the validity of petitioner's waiver and his substantive claims in support of a writ of habeas corpus on ***February 7, 2000 at 9:30 a.m.***

3. The stay of execution entered by Chief Judge Giles on October 14, 1999 is ***AFFIRMED*** and ***EXTENDED*** through ***March 17, 2000*** to allow counsel and the court sufficient time to act on the substantive issues raised in the petition.

/s/ Norma L. Shapiro
S.J.